

which he represented that he had, from his statement of the 13th of August, 1827, stated the claims of the two heirs of *Richard Jordan*, deceased, shewing a balance, including interest up to the date of the present report, of \$1,630 66, due to *Lee* and wife as claim No. 1; and \$399 91 still due to *Richard Jordan*, the other heir, as claim No. 2; which sum awarded to *Richard* was claimed by *Thomas W. Harris* and the said *John Llewellyn*, as his assignees. That on the claim of *Stone* and *McWilliams*, No. 3, which was on a judgment recovered against the said *Jeremiah Booth*, deceased, and a certain *James Walker*, there was due, including interest up to the 15th day of October, 1827, the day of the sale by the trustee *Merrick*, the sum of \$5,754 98; but there being no proof of the insolvency of *Walker*, only one moiety thereof was allowed out of *Booth's* estate. And that of the amount claimed by the petitioners *Lee* and wife and *Richard Jordan*, of \$1,000 paid by the said *Booth* on the 15th of March, 1813; \$115 paid by the said *Booth* on the 15th of August, 1814; and \$11 paid by the said *Booth* on the 14th of January, 1814; and \$430 66 paid by the late trustee *Cook* on the 13th of January, 1819, after giving the admitted credits, there remained a balance, including interest, of \$1,718 64, as having been paid to the said *Edmund Key*, their guardian, for whom the said *Booth* was surety, there was no proof; and that, if there were, it ought to be postponed to the claim No. 3.

Immediately after which, on the same day, an agreement was filed in the following words, *to wit*: 'It is admitted, that *Jeremiah Booth*, the deceased, was one of the securities upon the bond executed by *Edmund Key*, as guardian of the petitioners *Richard Jordan* and *Ann Lee*; that said *Key* was duly appointed and qualified as guardian of said petitioners; that the payments appearing to have been made to him out of the proceeds of the first sale of the land in the proceedings mentioned by the auditor's report and account, this day filed, were made to him while he was such guardian; and that only such part thereof was paid by him to, or for the said petitioners, as is credited in said account; and that the said *Key* is and was, at the time of the re-sale of said property, wholly insolvent. It is also admitted, that the petitioner *Ann* is the wife of the petitioner *Richard H. Lee*.'

By agreement the auditor, on the 17th of July, 1829, stated and reported an account awarding to *Thomas W. Harris* \$118 15, and to *William H. Plowden*, administrator of *John Llewellyn*, deceased,